IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CONTEMPT PETITION NO. 181 OF 1994

Maharashtra Association of Resident
doctors & Anr. ... Petitioners

Versus

State of Maharashtra & Ors. ... Respondents

Mr. P.M.Arjunwadkar,Advocate, appointed as amicus curie.
Mr. Bharat Mehta, AGP, for Respondents 1 & 2.

CORAM: J.H.BHATIA,J.

DATE: 26th November,2007.

P.C.

1. In Writ Petition No.1070 of 1987, by an order dated 17th/18th December, 1987, the Division Bench of this Court at Nagpur Bench had issued certain directions in respect of transfer and posting of the teaching staff of the Medical Colleges in the State of Maharashtra. In this Contempt Petition filed by Maharashtra Association of Resident Doctors, it was contended that by an order dated 3.2.1993 issued by the Dean, Medical College, Nagpur and again by an order dated 22.6.1993 issued by the Dean Medical College, Nagpur, a large number of

professors, associate professors and lecturers working in the Medical College were transferred in contravention of the directions given by this Court in 1987 and thus contempt of Court was committed.

2. It appears that nobody was appearing for the contempt petitioner and Mr. P.M.Arjunwadkar was appointed as amicus curie. Heard Mr. Arjunwadkar, Advocate, and Mr. Bharat Mehta, AGP, for the State. Mr. Mehta makes a statement that as per the said orders of February and June, 1993, the concerned members of teaching staff were transferred to different medical colleges and they had actually joined their postings. According to him, by this time, many of them might have even retired or might have been further transferred and posted elsewhere or might have resigned and that is why the contempt petitioners do not appear to be interested in the matter.

3. Taking into consideration lapse of more than 14 years after passing of the said orders, which pertain only to the transfer of the members of the teaching staff, I find that no purpose will be served by proceeding with the present Contempt Petition.

4. Therefore, the Contempt Petition stands disposed of.

(J.H.BHATIA,J.)